(69) (69)

HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION (S) No. 3041 of 2007

Petitioners

1. Devnarayan Das Vaishnav S/o. Shri Vyasnarayan Vaishnav, Aged about 48 years, Assistant Teacher, Govt. Primary School, Kokpur, Block-Dongargaon, Distt.-Rajnandgaon (C.G.)
2. Alal Singh Pisda S/o. Shri Ankalu Ram Pisda, Aged about 42 years, Assistant Teacher, Govt. High School, Asra, Block-Dongargaon, Distt.-Rajnandgaon (C.G.)
3. Dileshwar Ram Shandilya S/o. Shri Salikram Shandilya, Aged about 42 years, Assistant Teacher, Govt. Boys Primary School, Asra, Block - Dongargaon, Distt.-Rajnandgaon (C.G.)
4. Lekhram Sahu S/o. Shri Jogiram Sahu, Aged about 42 years, Assistant Teacher, Govt. Primary School, Kesla, Block-Dongargaon, Distt.-Rajnandgaon (C.G.)
5. Rameshchandra Sahu S/o. Shri Nakulram Sahu, Aged about 40 years, Assistant Teacher, Govt. Middle School, Ghorda, Block-Dongargarh, Distt.-Rajnandgaon (C.G.)
6. Sadhuram Sahu S/o. Shri Mangludas Sahu, Aged about 46 years, Assistant Teacher, Govt. Primary School, Singapur, Block-Dongargaon, Distt.-Rajnandgaon (C.G.)
7. Mehetram Sahu, S/o. Ankalur Das Sahu, Aged about 47 years, Assistant Teacher, Govt. Primary School, Kesla, Block-Dongargaon, Distt.-Rajnandgaon (C.G.)
8. Lokeshwar Sao S/o. Shri Chandrashekhar Sao, Aged about 51 years, Assistant Teacher, Govt. Higher Secondary School, Gendatoai, Block-Dongargaon, Distt.-Rajnandgaon (C.G.)
9. Tulsidas Bidani S/o. Luluram Bidani, Aged about 44 years, Assistant Teacher, Govt. Primary School, Bijepar, Block-Chhuria, Distt.-Rajnandgaon (C.G.)

Versus

Respondents

1. State of Chhattisgarh Through Secretary, School Education Department, Ministry, D.K.S. Bhawan, Raipur (C.G.)
2. District Education Officer, Collectorate, Rajnandgaon, Distt.- Rajnandgaon (C.G.)

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

(72)

Single Bench: Hon'ble Mr. Justice **Satish K. Agnihotri**

Present: Shri Ravi Maheshwari, Advocate for the petitioners.
Shri Vinay Pandey, Panel Lawyer for the State / respondents.

ORDER
(Passed on 11th day of May, 2007)

1. Learned counsel appearing for the petitioners as well as for the State/respondents jointly submit that the fact and question of law involved in the present writ petition are the same to that of in **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another {2006 (II) MPJR-CG 96}**, which has been disposed of vide order dated 03.04.2006. Learned counsel appearing for the respondents does not controvert the said submission.

2. Accordingly, the writ petition is allowed in terms of the order passed in the case of **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another** (Supra), subject to verification of the fact as to whether the petitioners have acquired B.Ed./B.T.I. Examination Certificates on their own expenses as per the circulars dated 24.12.1998 and 01.03.1999 and further whether they have been paid two advance increments or not. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Thakur